

the payment of benefits from January 1975 to January 1978. The Federal Supplemental Benefits (FSB) program was a temporary program of unemployment assistance which paid benefits to workers who continued to be unemployed after exhausting their regular and extended unemployment benefits. The FSB program expired on January 31, 1978, and all benefit activities have ceased. There is no longer a need for the regulations.

**EFFECTIVE DATE:** October 19, 1984.

**FOR FURTHER INFORMATION CONTACT:**

Director, Unemployment Insurance Service, Employment and Training Administration, U.S. Department of Labor, 601 "D" Street NW., Washington, D.C. 20213; Telephone: (202) 376-6636 (this is not a toll-free number).

**SUPPLEMENTARY INFORMATION:** The revocation of these regulations merely removes regulations that are no longer necessary because the program to which they applied ceased operating in February 1978. Subsection (b) of 5 U.S.C. 553 requires that a notice of proposed rulemaking be published in the *Federal Register*, except when the agency for good cause finds that notice and public procedures thereon are impracticable, unnecessary, or contrary to the public interest. I have determined that the notice and comment procedures of Section 553(b) are unnecessary since the purpose and effect of this rule are merely to remove regulations that are no longer useful. For the same reason, this revocation is made effective upon publication in the *Federal Register*, pursuant to 5 U.S.C. 553(d).

**Drafting Information**

This document was prepared under the direction and control of the Director of the Unemployment Insurance Service, Employment and Training Administration, U.S. Department of Labor, 601 "D" Street NW., Washington, D.C. 20213; Telephone: (202) 376-6636 (this is not a toll-free number).

**Classification—Executive Order 12291**

The rule in this document is not classified as a "major rule" under Executive Order 12291 on Federal Regulations and, therefore, no regulatory impact analysis is required.

**Regulatory Flexibility Act**

Because notice of proposed rulemaking is not required for this rule under 5 U.S.C. 553(b), the requirements of the Regulatory Flexibility Act, 5

U.S.C. 601 et seq., pertaining to regulatory flexibility analyses, do not apply to this rule.

**List of Subjects in 20 CFR Part 618**

Labor, Federal Supplemental Benefits (FSB), Unemployment compensation.

**Words of Issuance**

**PART 20—[REMOVED]**

Accordingly, for the reasons set out in the preamble, 20 CFR Part 618 is hereby revoked and removed and reserved.

(Pub. L. 93-572, 88 Stat. 1869 (26 U.S.C. 3304 note); Secretary's Order No. 4-75 (40 FR 18515))

Signed at Washington, D.C., on October 11, 1984.

Patrick J. O'Keefe,

*Deputy Assistant Secretary of Labor.*

[FR Doc. 84-27711 Filed 10-18-84; 8:45 am]

**BILLING CODE 4510-30-M**

**20 CFR Parts 621 and 655**

**Labor Certification Process for the Temporary Employment of Aliens on Guam: Termination of Program; Adverse Effect Wage Rates; Apprenticeship Wages**

**AGENCY:** Employment and Training Administration, Labor.

**ACTION:** Final rule.

**SUMMARY:** The Department of Labor (DOL) is revising its temporary alien labor certification regulations to indicate that it no longer will be advising the Immigration and Naturalization Service (INS) on the availability of qualified United States workers for temporary employment offered to nonimmigrant aliens in the Territory of Guam, or on the adverse effect of such employment on similarly employed U.S. workers. This is as a result of the action of the (INS), transferring this advisory function from DOL to the Governor of Guam.

**EFFECTIVE DATE:** June 18, 1984.

**FOR FURTHER INFORMATION CONTACT:**

Mr. Richard C. Gilliland, Director, U.S. Employment Service, Employment and Training Administration, U.S. Department of Labor, Washington, D.C. 20213. Telephone 376-6289.

**SUPPLEMENTARY INFORMATION:** On April 18, 1984, there was published in the *Federal Register* a final rule by the Immigration and Naturalization Service (INS) which transfers from the Secretary of Labor to the Governor of Guam the advisory function set out at section

214(c) of the Immigration and Nationality Act (8 U.S.C. 1184(c)), with respect to employment in the Territory of Guam. 49 FR 15182. The INS regulation provides, effective June 18, 1984, that the Governor of Guam, or the Governor's designated representative within the Territorial Government, will advise INS whether qualified United States workers are available for temporary employment offered to nonimmigrant aliens (beneficiaries of H-2 visa petitions) in the Territory of Guam, and whether employment of those nonimmigrant aliens adversely affects the wages and working conditions of similarly employed U.S. workers. 8 CFR 214.2(h)(3); 49 FR 15183 (April 18, 1984).

The Department of Labor (DOL), therefore, is amending its regulations at 20 CFR Part 621 and Part 655, Subpart B, to terminate its temporary alien labor certification program for Guam. DOL continues, however, to have the statutory responsibility to certify the permanent employment of immigrant aliens in the Territory of Guam, and this document does not affect, therefore, the regulations at 20 CFR Part 656 governing that program. See 8 U.S.C. 1182(a)(14).

On October 16, 1981, DOL published in the *Federal Register* an advance notice of proposed rulemaking, requesting comments on revising the adverse effect wage rate methodology for the temporary employment of nonimmigrant alien construction workers in Guam. 46 FR 50981. This final rule constitutes the completion of that rulemaking.

Also on October 16, 1981, DOL published in the *Federal Register* a notice of proposed rulemaking, requesting comments on revising the methodology for setting wage rates for construction industry apprentices covered by the temporary alien certification program in Guam. 46 FR 50982. This final rule constitutes the completion of that rulemaking.

Since the recent INS rulemaking removes from DOL the authority for a temporary alien labor certification program in Guam, DOL finds it impracticable, unnecessary, and contrary to the public interest to publish a general notice of proposed rulemaking on this subject. 5 U.S.C. 553(b)(3). This rule is effective June 18, 1984, contemporaneous with the effective date of the INS rule.

**Development of Final Rule**

This final rule was prepared under the direction and control of Mr. Richard C.

Gilliland, Director, U.S. Employment Service, Employment and Training Administration, U.S. Department of Labor, Washington, D.C. 20213.

#### Regulatory Impact

This document reflects the removal of regulations for which there are no longer any authority. Therefore, it is not a rule or regulation as defined in E.O. 12291.

With the exception of the October 16, 1981, proposed rulemaking on apprentice wages (46 FR 50982), this document was not preceded by a general notice of proposed rulemaking, and, therefore, is not a rule as defined in the Regulatory Flexibility Act, 5 U.S.C. 601(2) and 604(a). At the time that proposed rule was published, DOL notified the Chief Counsel for Advocacy, Small Business Administration, and made the certification pursuant to 5 U.S.C. 605(b), that the rule proposed therein would not have had a significant economic impact on a substantial number of small entities.

(Catalog of Federal Domestic Assistance Number: This program was listed in the Catalog of Federal Domestic Assistance at 17.203.)

#### List of Subjects

##### 20 CFR Part 621

Administrative practice and procedure, Aliens, Employment, Guam, Labor, Wages.

##### 20 CFR Part 655

Administrative practice and procedure, Agriculture, Aliens, Employment, Forests and forest products, Guam, Labor, Migrant labor, Wages.

#### Promulgation of Final Rule

Accordingly, Parts 621 and 655 of Chapter V of Title 20, Code of Federal Regulations, are amended as follows:

#### PART 621—CERTIFICATION OF TEMPORARY FOREIGN LABOR FOR OCCUPATIONS OTHER THAN AGRICULTURE OR LOGGING

1. Section 621.1 is revised to read as follows:

##### § 621.1 Scope and purpose.

(a) *Purpose.* This part and Part 655, Subpart A, of this chapter set forth the procedures governing the temporary labor certification process for occupations other than agriculture and logging.

(b) *Territory of Guam.* (1) This part and Part 655 of this chapter do not apply to temporary employment in the Territory of Guam, and the Department

of Labor does not certify to the Immigration and Naturalization Service (INS) the temporary employment of nonimmigrant aliens in the Territory of Guam. Pursuant to the INS's regulation at 8 CFR 214.2(h)(3), that function is performed by the Governor of Guam, or the Governor's designated representative within the Territorial Government.

(2) Certification to the INS and the Department of State of the permanent employment of immigrant aliens in the Territory of Guam is performed by the Department of Labor pursuant to 8 U.S.C. 1182(a)(14) and the regulations at 20 CFR Part 656.

#### PART 655—LABOR CERTIFICATION PROCESS FOR THE TEMPORARY EMPLOYMENT OF ALIENS IN THE UNITED STATES

2. A new § 655.000 is added to read as follows:

##### § 655.000 Territory of Guam.

(a) *Temporary employment.* This part and Part 621 of this chapter do not apply to temporary employment in the Territory of Guam, and the Department of Labor does not certify to the Immigration and Naturalization Service (INS) the temporary employment of nonimmigrant aliens in the Territory of Guam. Pursuant to the INS's regulation at 8 CFR 214.2(h)(3), that function is performed by the Governor of Guam, or the Governor's designated representative within the Territorial Government.

(b) *Permanent employment.* Certification to the INS and the Department of State of the permanent employment of immigrant aliens in the Territory of Guam is performed by the Department of Labor pursuant to 8 U.S.C. 1182(a)(14) and the regulations at 20 CFR Part 656.

##### §§ 655.100—655.110—(Subpart B) [Removed]

3. Part 655 is amended by removing Subpart B consisting of §§ 655.100 through 655.110.

*Authority:* Secs. 101(a)(15)(H)(ii) and 214(c) of the Immigration and Nationality Act (8 U.S.C. 1101(a)(15)(H)(ii); Wagner-Peyser Act (29 U.S.C. 49 *et seq.*); and 8 CFR 214.2(h)(3).

Signed in Washington, DC, this 15th day of October, 1984.

Ford B. Ford,  
Under Secretary of Labor.

[FR Doc. 84-27713 Filed 10-18-84; 8:45 am]

BILLING CODE 4510-30-M

#### DEPARTMENT OF HEALTH AND HUMAN SERVICES

##### Food and Drug Administration

##### 21 CFR Ch. I

[Docket No. 78N-0158]

#### Uniform Effective Date for Food Labeling Regulations; Notice to Manufacturers, Packers, and Distributors

**AGENCY:** Food and Drug Administration.  
**ACTION:** Notice; final rule-related.

**SUMMARY:** The Food and Drug Administration (FDA) is establishing July 1, 1987 as its new uniform effective date for compliance with all FDA final food labeling regulations that are published in the *Federal Register* after October 19, 1984 and before July 1, 1986.

FDA periodically has announced uniform effective dates for compliance with new food labeling requirements because the economic impact of requiring individual label changes on separate dates would probably be substantial. In addition, industry needs sufficient lead time to make label changes and the current uniform effective date of July 1, 1985, is less than 1 year away. Therefore, the agency has concluded that a new uniform effective date should be established.

**EFFECTIVE DATE:** July 1, 1987, for compliance with food labeling regulations published after October 19, 1984, and before July 1, 1986, except as otherwise provided in individual regulations.

**FOR FURTHER INFORMATION CONTACT:** Robert L. Lake, Center for Food Safety and Applied Nutrition (HFF-302), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202-485-0162.

**SUPPLEMENTARY INFORMATION:** FDA periodically issues various regulations requiring changes in labeling for packaged food. If these labeling changes were individually required on separate dates, the cumulative economic impact on the food industry of frequent changes would probably be substantial. Therefore, the agency periodically has announced uniform effective dates for compliance with new food labeling requirements (see, e.g., the *Federal Register* of August 13, 1982 (47 FR 35185)). Use of a uniform effective date also provides for an orderly and economical industry adjustment to new labeling requirements by allowing sufficient lead time to plan for the use of existing label inventories and the development of new labeling materials. The agency believes that this policy

serves consumers' interest as well because the increased cost of multiple short-term label revisions that would otherwise occur would likely be passed on to consumers in the form of higher food prices.

The agency has decided that a new uniform effective date of July 1, 1987 should be established for future FDA regulations requiring changes in food labels where special circumstances do not justify a different effective date. Action is appropriate now because the current uniform effective date is less than 1 year away. The agency has selected July 1, 1987 to ensure adequate time for implementation of any changes in food labeling that may be required by FDA final regulations published after October 19, 1984 and before July 1, 1986.

The agency encourages industry, however, to comply with new labeling regulations earlier than the required date wherever this is feasible. Thus, when industry members voluntarily change their labels, FDA believes that it is appropriate that they incorporate any new requirements that have been published as final regulations up to that time.

The new uniform effective date will apply only to final FDA food labeling regulations published after October 19, 1984 and before July 1, 1986. Those regulations will specifically identify July 1, 1987, as their effective date for compliance. If any food labeling regulation involves special circumstances that justify an effective date other than July 1, 1987, the agency will determine for that regulation an appropriate effective date that will be specified when the regulation is published.

This notice is not intended to change existing requirements. Therefore, all final FDA food labeling regulations previously published in the *Federal Register* that announced July 1, 1985, as their effective date will still go into effect on that date. Final regulations published in the *Federal Register* with effective dates earlier than July 1, 1985 (e.g., July 1, 1983) are also unaffected by this notice.

The current uniform effective date of July 1, 1985, for new final regulations affecting the labeling of food products was announced in the *Federal Register* of August 13, 1982 (47 FR 35185). Foods initially introduced or initially delivered for introduction into interstate commerce on or after July 1, 1985, are still required to comply with any final FDA regulations that identify July 1, 1985, as their effective date for compliance.

Dated: October 15, 1984.

Joseph P. Hile,  
Associate Commissioner for Regulatory  
Affairs.

[FR Doc. 84-27614 Filed 10-18-84; 8:45 am]  
BILLING CODE 4160-01-M

## DEPARTMENT OF THE TREASURY

### Bureau of Alcohol, Tobacco and Firearms

#### 27 CFR Part 285

[T.D. ATF-185; Correction]

#### Electronic Fund Transfer for Alcohol and Tobacco Taxpayments; Correction.

**AGENCY:** Bureau of Alcohol, Tobacco and Firearms (ATF), Department of the Treasury.

**ACTION:** Final rule; correction.

**SUMMARY:** This document corrects a final rule on electronic fund transfer for alcohol and tobacco taxpayments which appeared in the issue of Tuesday, September 25, 1984 (49 FR 37585). This action is necessary to correct a technical error.

**FOR FURTHER INFORMATION CONTACT:** John A. Linthicum, FAA, Wine and Beer Branch (202) 566-7626

**SUPPLEMENTARY INFORMATION:** In FR Doc. 84-25342, appearing in the issue of Tuesday, September 25, 1984, an omission occurred on page 37585.

#### § 285.27 [Corrected]

Immediately preceding the statutory authority for 27 CFR 285.27, the OMB Control Number for the section should be displayed, to read as follows:

(Approved by the Office of Management and Budget under Control Number 1512-0457)

Approved: October 10, 1984.

Stephen E. Higgins,  
Director.

[FR Doc. 84-27709 Filed 10-18-84; 8:45 am]  
BILLING CODE 4810-31-M

## DEPARTMENT OF THE INTERIOR

### Office of Surface Mining Reclamation and Enforcement

#### 30 CFR Part 914

#### Approval of Permanent Program Amendments From the State of Indiana Under the Surface Mining Control and Reclamation Act of 1977

**AGENCY:** Office of Surface Mining Reclamation and Enforcement (OSM), Interior.

**ACTION:** Final rule.

**SUMMARY:** OSM is announcing the approval of certain amendments to the Indiana regulatory program (hereinafter referred to as the Indiana program) under the provisions of the Surface Mining Control and Reclamation Act of 1977 (SMCRA).

On March 19, 1984, Indiana submitted an amendment to its program which consisted of modifications to the Indiana statute pertaining to the hearing on a lands unsuitable petition, various provisions on the blasting plan and use of explosives, administrative and judicial review of decisions on permit applications, requirements for signs and markers, and protection of underground mining.

After providing opportunity for public comment and conducting a thorough review of the program amendments, the Director of OSM has determined that the amendments meet the requirements of SMCRA and the Federal regulations, with the exception of several provisions discussed below. Accordingly, the Director is approving those amendments which are consistent and has notified Indiana, pursuant to 30 CFR 732.17, of additional program amendments which are required. Pursuant to 30 CFR 732.17(f), Indiana must respond to this notification within 60 days.

The Federal rules at 30 CFR Part 914 which codify decisions concerning the Indiana program are being amended to implement these actions.

**EFFECTIVE DATE:** October 19, 1984.

**ADDRESSES:** Copies of the Indiana program and the Administrative Record on the Indiana program are available for public inspection and copying during business hours at:

Office of Surface Mining Reclamation and Enforcement, Room 5124, 1100 L Street, NW., Washington, D.C. 20240  
Office of Surface Mining Reclamation and Enforcement, Federal Building and U.S. Courthouse, Room 522, 46 East Ohio Street, Indianapolis, Indiana 46204

Indiana Department of Natural Resources, 608 State Office Building, Indianapolis, Indiana 46204

**FOR FURTHER INFORMATION CONTACT:** Mr. Richard D. McNabb, Director, Indianapolis Field Office, Office of Surface Mining Reclamation and Enforcement, Federal Building and U.S. Courthouse, Room 522, 46 East Ohio Street, Indianapolis, Indiana 46204. Telephone: (317) 269-2600.